AO 120 (Rev. 3/2004)

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## REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK

In Compliance with 35 § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Western District of Michigan on the following Patents or Trademarks: U.S. DISTRICT COURT DOCKET NO. DATE FILED Western District of Michigan - at Grand Rapids 8/19/2011 1:11-cv-877 DEFENDANT PLAINTIFF Marathon Gas Station et al Boost Worldwide, Inc. PATENT OR DATE OF PATENT HOLDER OF PATENT OR TRADEMARK TRADEMARK NO. OR TRADEMARK May 17, 2005 1 2,952,818 2 3,163,288 October 24, 2006 June 19, 2007 3 3,254,019 4 2,936,743 March 29, 2005 5 In the above—entitled case, the following patent(s) have been included: INCLUDED BY DATE INCLUDED Cross Bill Other Pleading Amendment Answer DATE OF PATENT PATENT OR HOLDER OF PATENT OR TRADEMARK TRADEMARK NO. OR TRADEMARK 1 3 5 In the above-entitled case, the following decision has been rendered or judgment issued: DECISION/JUDGMENT CLERK (BY) DEPUTY CLERK DATE TRACEY CORDES 8/19/2011 By /s/ A. Doezema